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7 JERRY FRANK STANLEY, C80900,
8 Plaintiff,
9 v.
10 HEATHER E. WILLIAMS, et al.,
11 Defendant(s).

Case No. [21-cv-08347-CRB](#) (PR)

ORDER OF DISMISSAL

12 Plaintiff has filed a letter advising the clerk and court that he “do[es] not wish to file a civil
13 suit C 21-cv-08347-CRB” and instead wants two “habeas corpus forms.” Letter (ECF No. 5) at 1.
14 The letter is construed as a notice of voluntary dismissal under Federal Rule of Civil Procedure
15 41(a)(1)(A)(i) and, pursuant thereto, the action is DISMISSED without prejudice. See American
16 Soccer Co. v. Score First Enters., 187 F.3d 1108, 1110 (9th Cir. 1999) (plaintiff’s “absolute right”
17 to dismiss his action voluntarily before defendants serve answer or motion for summary judgment
18 leaves no role for court to play).

19 The clerk is directed to send plaintiff two blank habeas petition forms and to close the case
20 and terminate all pending motions as moot.

21 **IT IS SO ORDERED.**

22 Dated: November 22, 2021

23 
24 CHARLES R. BREYER
United States District Judge